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#7
D. Zard
8/23/02

PATENT
Attorney Docket No. 60704-1870

**NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Bell

Group Art Unit: 2152

Serial No. 09/357,720

Examiner: Vu, Thong H.

Filed: July 21, 1999

For: **System and Method for
Communicating in a Point-to-
Multipoint DSL Network**

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AUG 22 2002

Technology Center 2100

**Box: AF
Commissioner for Patents
Washington, D.C. 20231**

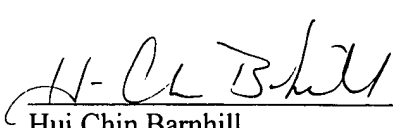
Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed July 26, 2002 finally rejecting claims 1-12.

CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Box AF, Commissioner for Patents, Washington, D.C. 20231.

Date: 08-12-02


Hui Chin Barnhill

08/20/2002 CCHAU1 00000064 09357720

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01 FC:119

320.00 OP

The item(s) checked below are appropriate:

1. Status Of Applicant

This application is on behalf of

- ☒ other than a small entity
☐ small entity

2. Fee For Filing Notice Of Appeal

Pursuant to 37 C.F.R. § 1.17(e) the fee for filing the Notice of Appeal is:

- ☐ small entity \$160.00
☒ other than a small entity \$320.00

Notice of Appeal Fee Due \$320.00

3. Extension Of Term

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. § 1.17(a)-(d) for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee For Other Than Small Entity</u>	<u>Fee For Small Entity</u>
<input type="checkbox"/> one month	\$ 110	\$ 55
<input type="checkbox"/> two months	\$ 400	\$ 200
<input type="checkbox"/> three months	\$ 920	\$ 460
<input type="checkbox"/> four months	\$1,440	\$ 720
<input type="checkbox"/> five months	\$1,960	\$ 980

Fee: \$

If an additional extension of time is required please consider this a petition therefor.

- ☐ An extension for How Many Months has already been secured and the fee paid therefore of is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$

or

- (b) ☒ Applicant believes that no extension of time is required.

4. **Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$320.00
Extension Fee (if any)	\$

TOTAL FEE DUE \$320.00

- ☒ Attached is a check in the sum of \$320.
- ☐ The Commissioner is hereby authorized to charge \$ to cover the payment of the fee(s) indicated below to Deposit Account No.
- ☒ The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) to Deposit Account No. 20-0778. The Commissioner is requested to credit any overpayment to Our Deposit Account No. 20-0778.

Date: Aug 12, 2002


Daniel R. McClure, Reg. No. 38,962

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**
100 GALLERIA PARKWAY, N.W., Suite 1750
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(770) 933-9500



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CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

**Box: AF
Commissioner for Patents
Washington, D.C. 20231**

on August 12, 2002

H-Chin Barnhill
Hui Chin Barnhill

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Group Art Unit: 2152

Examiner: Vu, Thong H.

The following is a list of documents enclosed:

Return Postcard
Notice of Appeal
Check in the amount of \$320.00

Further, the Commissioner is authorized to charge Deposit Account No. 20-0778 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 20-0778.